

HOUSE BILL 757
By Clem

AN ACT to amend Tennessee Code Annotated, Title 24, Chapter 1, Part 2; Title 63, Chapter 2, Part 1 and Title 68, Chapter 11, Part 15, relative to communications with health care providers.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 24, Chapter 1, Part 2, is amended by adding the following language as a new, appropriately designated section:

Section 24-1-212.

(a) Any and all attorneys may speak privately with a doctor immediately prior to a scheduled deposition. Any confidentiality of a litigation party is waived for a brief period of time once the medical provider is scheduled to testify at trial or in a deposition. The opposing party's attorneys have a right to question doctors as witnesses.

SECTION 2. This act shall take effect July 1, 2005, the public welfare requiring it.